

EXHIBIT

5

Langford, Melanie

From: Masood Anjom <manjom@AZALAW.COM>
Sent: Friday, May 6, 2022 3:17 PM
To: Stronczer, Ryan; Scott Clark
Cc: Leslie V. Payne; Jeffrey Wright; AG-UPLLC-WAPP
Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Ryan –

On the call today, you informed us that:

- (1) UP is not going to produce any documents at this time;
- (2) UP can neither confirm nor deny whether the documents we requested exist because UP has performed no investigation;
- (3) it is UP's position that to the extent any of the documents exist, we should get them from the banks;
- (4) even if we narrowed our requests to only the agreement UP has with the banks and the result of any prior art search, that would not change UP's position; and
- (5) while UP has made objections based on confidentiality concerns, UP has not reached out to either of the banks (or any other third party) to confirm whether they have confidentiality concerns.

Please let us know by **COB today** if any of the above is inaccurate. Otherwise, we agree that we will not be filing a motion to compel until we get back to you on Monday.

Regards,

MASOOD ANJOM

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Partner

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From: Stronczer, Ryan <rstronczer@akingump.com>
Sent: Friday, May 6, 2022 1:26 PM
To: Masood Anjom <manjom@AZALAW.COM>; Scott Clark <sclark@AZALAW.COM>
Cc: Leslie V. Payne <lpayne@hpcllp.com>; Jeffrey Wright <jeffrey.wright@azalaw.com>; AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>
Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Apologies for the serial emails. Please expressly confirm the below understanding by **3:30pm CT today**.

Thanks,

Ryan S. Stronczer

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Direct: [+1 202.887.4586](tel:+1202.887.4586) | Internal: [24586](tel:24586)

From: Stronczer, Ryan
Sent: Friday, May 6, 2022 2:25 PM
To: 'Masood Anjom' <manjom@AZALAW.COM>; Scott Clark <sclark@AZALAW.COM>
Cc: Leslie V. Payne <lpayne@hpcllp.com>; Jeffrey Wright <jeffrey.wright@azalaw.com>; AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>
Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Masood and Scott,

Thank you for the meet and confer this afternoon.

As discussed, the parties agreed to an extension until this Monday, May 9, for you: 1) to discuss Unified Patent's positions with Wapp Tech; 2) discuss our request that Wapp Tech withdraw the subpoenas; and 3) provide Wapp Tech's position on Unified Patents motions to quash, which we plan to file on Monday, May 9 in the event Wapp Tech does not withdraw the subpoenas. We did not, and have not, discussed any other motions, including any Wapp Tech motions to compel. As you know, the EDTX Local Rules require Wapp to meet and confer prior to filing any discovery-related motions. See EDTX L.R. CV-7(h).

For the avoidance doubt, it is our understanding the Wapp will not be filing any motion (including motions to compel) between now and at least Tuesday, May 10. Please expressly confirm by 2:30 CT today.

Thanks,

Ryan S. Stronczer
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Direct: [+1 202.887.4586](tel:+1202.887.4586) | Internal: [24586](#)

From: Masood Anjom <manjom@AZALAW.COM>
Sent: Thursday, May 5, 2022 5:48 PM
To: Stronczer, Ryan <rstronczer@akingump.com>
Cc: Leslie V. Payne <lpayne@hpcllp.com>; Scott Clark <sclark@AZALAW.COM>; Jeffrey Wright <jeffrey.wright@azalaw.com>; AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>
Subject: Re: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Ryan - We are available at noon Eastern. Please circulate a dial in.

Thanks,
Masood

On May 5, 2022, at 3:59 PM, Stronczer, Ryan <rstronczer@akingump.com> wrote:

Masood and Scott,

We are available tomorrow between 11:30-1 and 1:30-3:30 (all times ET) to discuss. Please let us know what time works for you. If you are not available tomorrow, please confirm that you will agree to an extension until next week.

Thanks,

Ryan S. Stronczer
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Direct: [+1 202.887.4586](tel:+1202.887.4586) | Internal: [24586](#)

From: Stronczer, Ryan <rstronczer@akingump.com>
Sent: Tuesday, May 3, 2022 4:38 PM
To: Masood Anjom <manjom@AZALAW.COM>; Leslie V. Payne <lpayne@hpcllp.com>; Scott Clark <sclark@AZALAW.COM>; Jeffrey Wright <jeffrey.wright@azalaw.com>
Cc: AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>
Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Masood and Scott,

As agreed during today's meet and confer, we will get back to you by this Friday, May 6 regarding Unified's position.

Thanks,

Ryan S. Stronczer

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Direct: [+1 202.887.4586](tel:+1202.887.4586) | Internal: [24586](tel:24586)

From: Masood Anjom <manjom@AZALAW.COM>
Sent: Tuesday, May 3, 2022 10:01 AM
To: Stronczer, Ryan <rstronczer@akingump.com>; Leslie V. Payne <lpayne@hpcllp.com>; Scott Clark <sclark@AZALAW.COM>; Jeffrey Wright <jeffrey.wright@azalaw.com>
Cc: AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>
Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Confirmed for the call today.

As for an extension, we are amenable to agreeing to one once we have had a chance to discuss your position on the call today.

Regards,

MASOOD ANJOM

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[AZALAW.COM](mailto:Masood@AZALAW.COM)

From: Stronczer, Ryan <rstronczer@akingump.com>
Sent: Monday, May 2, 2022 4:37 PM
To: Masood Anjom <manjom@AZALAW.COM>; Leslie V. Payne <lpayne@hpcllp.com>; Scott Clark <sclark@AZALAW.COM>; Jeffrey Wright <jeffrey.wright@azalaw.com>
Cc: AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>
Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Masood,

Confirming the dial-in for tomorrow's call at 3pm ET below.

In light of my previous email, do you have a position on the extension?

Join by Telephone

Dial: 888 788 0099 (US Toll Free)
+1 213 338 8477 (US Toll)
+1 929 205 6099 (US Toll)

[International numbers](#)

Phone one-tap: (US Toll Free): [8887880099,,7895074338#](#)
Meeting ID: 789 507 4338

Thanks,

Ryan S. Stronczer

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Direct: [+1 202.887.4586](#) | Internal: [24586](#)

From: Stronczer, Ryan <rstronczer@akingump.com>
Sent: Friday, April 29, 2022 11:27 AM
To: Masood Anjom <manjom@AZALAW.COM>; Leslie V. Payne <lpayne@hpcllp.com>; Scott Clark <sclark@AZALAW.COM>; Jeffrey Wright <jeffrey.wright@azalaw.com>
Cc: AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>
Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Masood,

Thank you. We will circulate a dial-in for Tuesday at 3pm ET.

With respect to the extension, we would like to discuss your positions on the scope of the requests, their relevance to any issue in the respective cases, and the general status of discovery from the respective defendants regarding the requested information. We will then need a reasonable period of time to discuss with our client.

Thanks,

Ryan S. Stronczer

AKIN GUMP STRAUSS HAUER & FELD LLP

Direct: [+1 202.887.4586](#) | Internal: [24586](#)

From: Masood Anjom <manjom@AZALAW.COM>
Sent: Friday, April 29, 2022 10:02 AM
To: Stronczer, Ryan <rstronczer@akingump.com>; Leslie V. Payne <lpayne@hpcllp.com>; Scott Clark <sclark@AZALAW.COM>; Jeffrey Wright <jeffrey.wright@azalaw.com>
Cc: AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>
Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Ryan –

We are available on Tuesday at 3 pm ET. Please circulate a dial in if that time works for you.

At this point, I am not clear what the purpose of the requested one-week extension is. I can let you know our position if you shed some light on that.

Regards,

MASOOD ANJOM

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Partner

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Houston, Texas 77010

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From: Stronczer, Ryan <rstronczer@akingump.com>

Sent: Thursday, April 28, 2022 4:23 PM

To: Masood Anjom <manjom@AZALAW.COM>; Leslie V. Payne <lpayne@hpcllp.com>; Scott Clark <sclark@AZALAW.COM>; Jeffrey Wright <jeffrey.wright@azalaw.com>

Cc: AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>

Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Masood,

Our team is not available on Monday. We can do Tuesday 3-5 ET or Wednesday before Noon ET.

Do you have a position on a one-week extension to May 10?

Thanks,

Ryan S. Stronczer

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Direct: [+1 202.887.4586](tel:+1202.887.4586) | Internal: [24586](tel:24586)

From: Masood Anjom <manjom@AZALAW.COM>

Sent: Thursday, April 28, 2022 3:47 PM

To: Stronczer, Ryan <rstronczer@akingump.com>; Leslie V. Payne <lpayne@hpcllp.com>; Scott Clark <sclark@AZALAW.COM>; Jeffrey Wright <jeffrey.wright@azalaw.com>

Cc: AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>; Masood Anjom <manjom@AZALAW.COM>

Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Ryan – We are available for a meet and confer on Monday between 2-4 pm (CST).

Regards,

<image001.gif>

MASOOD ANJOM

Partner

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From: Stronczer, Ryan <rstronczer@akingump.com>

Sent: Wednesday, April 27, 2022 7:15 PM

To: Masood Anjom <manjom@AZALAW.COM>; Leslie V. Payne <lpayne@hpcllp.com>; Scott Clark <sclark@AZALAW.COM>; Jeffrey Wright <jeffrey.wright@azalaw.com>

Cc: AG-UPLLC-WAPP <AG-UPLLC-WAPP@akingump.com>

Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Masood,

Attached please find Unified Patents' objections and responses to your subpoena. Please confirm that you will accept email service.

We are available to meet-and-confer next week. Please let us know what works for your team. In the interest of resolving this issue, we request an additional extension until May 10, 2022.

Thanks,

Ryan S. Stronczer

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Direct: [+1 202.887.4586](tel:+1202.887.4586) | Internal: [24586](tel:24586)

From: Masood Anjom <manjom@AZALAW.COM>

Sent: Monday, April 18, 2022 5:35 PM

To: Stronczer, Ryan <rstronczer@akingump.com>

Cc: Carrano, Cono <ccarrano@AKINGUMP.com>; Leslie V. Payne <lpayne@hpcllp.com>; Scott Clark <sclark@AZALAW.COM>; Jeffrey Wright <jeffrey.wright@azalaw.com>

Subject: RE: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

****EXTERNAL Email****

Ryan –

We cannot agree to a 4-week extension. However, in an effort to accommodate your request for additional time, Wapp agrees to a 2-week extension for UP to object/respond to the subpoena which would make May 3rd the new deadline.

Please include my colleagues copied on this email on future correspondence regarding this matter.

Regards,

MASOOD ANJOM

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From: Stronczer, Ryan <rstronczer@akingump.com>
Sent: Monday, April 18, 2022 4:03 PM
To: Masood Anjom <manjom@AZALAW.COM>
Cc: Carrano, Cono <ccarrano@AKINGUMP.com>
Subject: WAPP Tech v. Wells Fargo and Bank of America - Subpoenas to Unified Patents

Counsel,

We have been contacted by Unified Patents, LLC regarding the subpoenas issued in connection with *WAPP Tech Limited Partnership, et al v. Bank of America, N.A.*, Case No. 4:21-cv-00670 (EDTX) and *WAPP Tech Limited Partnership, et al v. Wells Fargo Bank, N.A.*, Case No. 4:21-cv-00671 (EDTX).

Please let us know by 11am (ET) tomorrow morning (April 19, 2022) if WAPP will agree to a 4-week extension for Unified to object or otherwise respond to the subpoenas. The new deadline would be Tuesday, May 17, 2022.

Thanks,

Ryan S. Stronczer

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Pronouns: he/him/his ([What's this?](#))

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